IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF OCTOBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 19381 of 2004

Between:

Islavath Keli, W/o.Thavu,
R/o.Venkatadripalem Village, Nalgonda Dist.

... PETITIONER

AND

1 The Circle Inspector of police Miryalaguda, Nalgonda Dist.
2 The Sub-Inspector of police, Miryalaguda (Rural), Nalgonda Dist.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue order, writ or direction more particularly one in the nature of writ of Mandamus declaring the action of Respondents in calling the petitioner to police station, detaining her and her parents and family members from dusk to dawn in police station and severely being father of petitioner at the instance of Aitipamula Bhakser, Jalla Venkateshwarlu and Rapolu Rambabu against whom the petitioner obtained temporary injunction order by filing civil suits in respect of 22 guntas of land in S.No.69 of Venkatadripalem village of Miryalaguda Mandal of Nalgonda district as illegal, arbitrary and contrary to the guidelines issued by Apex court and this Hon'ble court and consequently direct the Respondents not to interfere with life, liberty and property of petitioner and her family members and pass.

Counsel for the Petitioner: MR.VENUGOPALA RAO PASNOORU

Counsel for the Respondents: GP FOR HOME

The Court at the admission stage made the following order:

ORDER:

Heard the learned counsel for the petitioner and the learned Government Pleader for Home.

The grievance of the petitioner is that her family members are being called to the police station and made to wait from dusk to dawn without any authority. Therefore, the petitioner seeks a direction to the respondents not to interfere with the life and liberty of the petitioner herein.

There cannot be any doubt that it is the statutory duty of the police to conduct investigation, if any case is registered, or for investigation purpose the suspected accused or against the persons whom a case is registered can be called to the police station for investigation, that right cannot be curtailed. Therefore, the respondents are directed not to interfere with the life and liberty of the petitioner except in accordance with law.

The writ petition is accordingly disposed of at the stage of admission. No costs.

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K.C. BHANU, J

October 19, 2004

Dsk/Gs

To

1 The Circle Inspector of police Miryalaguda, Nalgonda District.
2 The Sub-Inspector of police, Miryalaguda (Rural), Nalgonda District.

3 Two CCs to GP For Home, High Court Buildings, Hyderabad (OUT)

4 Two CD Copies.